

ORDINANCE NO. 7107

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE MUNICIPAL CODE OF THE CITY OF AMARILLO, CHAPTER 4-5, ARTICLE I, SECTION 4-5-2, DELETING PROVISIONS DUPLICATING STATE LAW AND HOUSEKEEPING AMENDMENTS; AMENDING CHAPTER 4-5, ARTICLE II, SECTION 4-5-21 BY REPEALING THE 1997 EDITION OF THE UNIFORM *PLUMBING CODE*; ADOPTING THE 2006 EDITION OF THE *INTERNATIONAL PLUMBING CODE*, REGULATING AND GOVERNING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF PLUMBING SYSTEMS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES; REPEALING CHAPTER 4-5, ARTICLE II, SECTION 4-5-22 PERTAINING TO SWIMMING POOLS, SPAS AND HOT TUBS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, upon the recommendation of the Construction Advisory and Appeals Board, the City Commission finds that it is in the best interest of public health and safety to repeal the 1997 edition of the *Uniform Plumbing Code* and to adopt the 2006 edition of the *International Plumbing Code*, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of plumbing systems; providing for the issuance of permits and collection of fees; and,

WHEREAS, there is a need to make amendments in related sections to delete provisions duplicative of state law and other codes, and housekeeping amendments;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. That the Amarillo Municipal Code, Chapter 4-5, Article I, Section 4-5-2 is hereby amended to read as follows:

Sec. 4-5-2. Permits required.

(a) It shall be unlawful for any person to perform or cause to be performed any installation, alteration, repair or replacement to any water, sewer, gas, drainage, water treatment, water heating or other plumbing installation, fixture or equipment in a Building or on a Premises without first obtaining a proper permit to do so from the ~~Code Enforcement Department~~ of Building Safety in accordance with Chapter 4-1,

Fees, Permits, and Contractor Registrations.

(b) A separate permit shall be obtained for each Building, Structure or Premises.

~~(c) No person shall allow any other person to perform or cause to be performed any plumbing installation work under a permit secured by a permittee except persons in his employ.~~

~~(d) A landscape irrigator must obtain a permit to install sprinkling and landscape irrigation systems before initiating work on such systems. Either a licensed landscape irrigator or a licensed~~

~~plumber must install the double check valve backflow prevention assembly and make necessary connections to the water supply line.~~

~~(e)~~ (c) Any person installing or exchanging residential water treatment facilities must obtain a permit before performing such work.

SECTION 2. That the current Chapter 4-5, Article II, Section 4-5-21 (adopting Uniform Plumbing Code with amendments) be and hereby is repealed entirely.

SECTION 3. That Chapter 4-5, Article II, Section 4-5-21 be and hereby is now amended to adopt the International Plumbing Code (2006 edition) with amendments, to read as follows:

Sec. 4-5-21. Adoption of plumbing code and any applicable appendices; amendments.

(a) Code adopted. There is hereby adopted *the International Plumbing Code, 2006 edition* (published by the International Code Council), including its appendix 'C', with the following amendments, copies of which shall be maintained by the Building Official:

Section 101.1. Insert: City of Amarillo

Section 106.6.2. Insert: Fees as provided in Chapter 4-1 of the Municipal Code of Ordinances.

Section 106.5.3. Insert: "zero percent" and "fifty percent" in the respective blanks.

Section 108.4.: Delete entirely (covered by general provisions in Code of Ordinances).

Section 108.5. Amend the end of last sentence to read: "...liable for a fine as specified in the Amarillo Municipal Code of Ordinances."

Section 305.6.1. Insert: [12] (305mm)

Section 904.1. Insert: [12]

Section 906.1. Exception (Amend end of paragraph) shall ~~not~~ be limited: to 6 feet maximum.

Section 917.3. Insert: (Add to end of first sentence) -where approved by the Building Official.

SECTION 4. That the current Chapter 4-5, Article II, Section 4-5-22 (adopting Uniform Swimming Pool, Spa, Hot Tub Code, with amendments) be and hereby is repealed entirely and designated as follows: **Sec. 4-5-22. Reserved**

SECTION 5. Severability. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the

City Commission of the City of Amarillo, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 6. Repealer. All ordinances, parts of ordinances resolutions and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 7. Continuation. That nothing in this ordinance or in any code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.


SECTION 8. Penalty. It is an offense to violate any part of this ordinance, punishable upon conviction in accordance with Section 1-1-5 of the Amarillo Municipal Code of Ordinances.

SECTION 9. Publishing and Effective Date. This ordinance shall be published according to law and be effective on June 15, 2008.

INTRODUCED AND PASSED by the City Commission of the City of Amarillo, Texas, on First Reading this the 13th day of May, 2008; and PASSED on Second and Final Reading the 20th day of May, 2008.


Debra McCartt, Mayor

ATTEST:


Donna DeRight, City Secretary